

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Pacific Gas and Electric Company for Approval of a Lease for AT&T Wireless Services of California, Inc.'s Use of Certain Pacific Gas & Electric Company Structures for Communication Antennas and Related Equipment.

Application 00-12-017
(Filed December 13, 2000)

**ADMINISTRATIVE LAW JUDGE'S RULING
EXTENDING CONFIDENTIALITY OF
INFORMATION IN APPENDIX A OF APPLICATION 00-12-017**

Pacific Gas and Electric Company (PG&E) and AT&T Wireless Services of California, LLC (AT&T Wireless) (jointly, Applicants) have filed a motion requesting renewal of authority to maintain the confidentiality of certain commercially sensitive information contained in the Master License/Lease Agreement for Antenna Attachments attached as Appendix A to Application 00-12-017. The Commission initially granted confidential treatment of these documents in Decision 02-03-059, and stated that if Applicants' believed that further protection is needed after two years, they may file a motion stating the justification for further confidentiality.

In the instant motion, Applicants assert that the confidential and commercially sensitive nature of the information contained in the Master License/Lease Agreement is the same today as it was two years ago. The information for which confidentiality is sought includes the terms of the

compensation provisions for AT&T Wireless' use of PG&E's structure, the term of the agreement and renewal periods, and equipment locations. There were no responses to the motion. We have granted similar requests to file information under seal and will do so here. Disclosure of the information would alert competing communications providers to the terms of the agreement affecting the business interests PG&E and AT&T Wireless have negotiated.

Therefore, **IT IS RULED** that:

1. The January 23, 2004 motion of Pacific Gas and Electric Company and AT&T Wireless Services of California, LLC (Applicants) to file information under seal is granted for two years from the date of this ruling. During that period, the information shall not be made accessible or disclosed to anyone other than the Commission staff, or on the further order or ruling of the Commission, the Assigned Commissioner, the Assigned Administrative Law Judge (ALJ), or the ALJ then designated as Law and Motion Judge.

2. If Applicants believe that further protection of the information filed under seal is needed, they may file a motion stating the justification for further withholding of the information from public inspection, or for such other relief as the Commission rules may then provide. This motion shall be filed no later than one month before the expiration date of today's protective order.

Dated May 7, 2004, at San Francisco, California.

/s/ DOROTHY DUDA
Dorothy Duda
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail, and by electronic mail to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge's Ruling Extending Confidentiality of Information in Appendix A of Application 00-12-017 on all parties of record in this proceeding or their attorneys of record.

Dated May 7, 2004, at San Francisco, California.

/s/ ELIZABETH LEWIS
Elizabeth Lewis

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at

A.00-12-017 DOT/hl2

(415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.